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BIHAR ELECTRICITY REGULATORY COMMISSION, PATNA

#### NOTIFICATION

*The 29<sup>th</sup> March, 2012*

No. BERC–Regulation 6/06 (Part–IV–I)–02— In exercise of powers conferred by Section 181 (1) and 181 (2) (x) read with Section 50 of the Electricity Act’ 2003 and for removal of difficulties of various stakeholders, Bihar Electricity Regulatory Commission hereby makes the following amendment in Bihar Electricity Supply Code, 2007 which was originally issued vide Notification No. BERC/Reg–6/2006/529 dated 31<sup>st</sup> December, 2007.

#### **2<sup>nd</sup> Amendment to Bihar Electricity Supply Code 2007**

1. Amendment in chapter 2 of the code–

In the Bihar Electricity Supply Code, 2007 (hereinafter called the Principal Code), the last two lines of clause 2.2 is substituted by–

*“In case of any inconsistency between the code and Tariff order in force, the provisions and meanings contained in the Electricity Supply Code shall prevail.”*

2. Amendment in chapter 3 of the Code–

The clause 3.4 of chapter 3 shall be substituted by–

*“The supply voltage for different contract demands shall normally be as follows,”*

<i>Supply Voltage</i>	<i>Minimum Contract Demand</i>	<i>Maximum Contract Demand</i>
<i>230 Volts</i>	<i>-----</i>	<i>Up to 7 K W</i>
<i>400 Volts</i>	<i>5 K.W and above</i>	<i>70 K W</i>
<i>11 K V</i>	<i>75 K V A.</i>	<i>1500 K V A.</i>
<i>33 K V</i>	<i>1000 K V A.</i>	<i>15000 K V A.</i>
<i>132 K.V</i>	<i>7500 K.VA.</i>	<i>-----</i>

*LT Agriculture and LT Industrial Consumer of load between 2 KW & 5 KW have option to avail supply at 230 volts or 400 volts.*

3. Amendment in chapter 4 of the Code–

(i) *The existing clause 4.13 of the principal Code be numbered as 4.13 (A).*

(ii) A new clause 4.13 (B) shall be inserted as

*“4.13 (B) The person residing/occupying in the premises such as road side panwala, shops, Jhuggi Jhopari, slum settlers etc. on encroached Govt./Semi Govt./public land and have taken a shape of settlement desirous of taking new electric connection and are unable to furnish proof of ownership of premises shall be allowed to take electric connection on submission of the followings.*

(i) *Application in prescribed format in Annexure–I of the Code.*

(ii) *Proof of occupancy such as Attested true copy of proof of identity (voter ID card, or BPL card or PAN card or Ration Card with photograph or latest Bank/Post Office Pass book with photograph or passport or driving license or MNREGA identity card or any other photo identity card issued by Government).*

(iii) *Submit Affidavit in the format in Annexure–I A*

(iv) *Deposit all the required charges for taking new electric connection.*

*However the release of the electric connection does not confer any legal right over the premises whatsoever in any manner.”*

4. Amendment in chapter 7 of the Code–

(i) The following shall be added at the end of clause 7.7 (a)–

*“However in case the service line has not been removed by the licensee and a consumer desires to revive his permanently disconnected connection, it may be revived after payment of demand charges/fix charges and minimum*

*charges and disconnection/reconnection charges by the consumers for the period of the disconnection”*

- (ii) The following shall be added at the end of clause 7.11 (5)

*“In case Consumers of DS and NDS category apply for enhancement of load and declare that necessary modification in wiring has been made, and if no action is taken by the licensee within the stipulated period, the applied load shall be deemed to have been sanctioned after thirty days of receipt of application. The requisite charges if not paid earlier shall be payable on the receipt of the demand from the licensee”.*

- (iii) The following shall be added at the end of clause 7.14 (3)

*“If the applicant is not able to pay the full dues at a time, the licensee may grant suitable installments. In case of non payment of installments the dues will be transferred to new service connection”.*

- (iv) A new clause shall be inserted as 7.14 (4)

*“In case the service line has not been removed by the licensee and a consumer desires to revive his permanently disconnected connection, it may be revived after payment of demand charges/fix charges and minimum charges and disconnection/reconnection charges by the consumers for the period of the disconnection”*

By the order of the Commission,

Sd/-Illegible,

*Secretary,*

**Bihar Electricity Regulatory Commission.**

**Annexure 1 A**  
**(See Clause 4.13 (B) )**  
**Before the Executive Magistrate**

**Affidavit**

I Shri.....S/o, D/o, W/o.....  
 (Delete/Strike off whichever is not applicable), resident of  
 Mohallah/Village.....Road/Tola.....  
 Ward No./Khata No..... Circle No./Khesra No.....  
 Post Office.....Police Station.....  
 Town/District.....and having PAN No...../ Voter  
 ID No...../BPL card/Driving License No.....Passport  
 no...../Bank/Post Office Passbook no..... or MNREGA  
 Identity card or any other photo identity card issued by Government as a proof of  
 occupancy solemnly affirm and declare the following on oath-

1. That I am desirous of taking a new connection for.....  
 KW only for the premises as detailed herein under;

Name Shri/Smt./Mr./Mrs./Miss/Kumar  
 .....House No.....  
 Mohalla/Village.....Road/Tola.....  
 Ward No./Khata No.....Circle No./Khesra No.....  
 Post Office.....Police Station.....  
 Town/District.....  
 (Delete/Strike off whichever is not applicable).

2. That I am occupier of the above premises and there is no outstanding electricity due against the premises or in my name.
3. That after grant of new connection to me if any dues which is realizable in accordance with law is found outstanding in my name relating to this premises or to any other premises in the state the same shall be transferable by the Bihar State Electricity Board to this Account nos. after giving 15 days notice and in case of non payment, the line may be disconnected by the Bihar State Electricity Board after giving further fifteen days notice for payment of dues.
4. That the applicant's premise is within 30 meters from the existing L.T. electric supply pole.
5. That I shall pay any shortfall in the work estimate amount/security amount or other requisite fee, if demand for the same is made and served on me. The Board shall be at liberty to transfer such demand if not paid by me to my subsequent energy bills.
6. That I shall not claim regularization of my occupation or structure on the basis of release of such electricity connection to me, if at any time, after release of such connection, the premises or structure described above is found by the competent authority as unauthorized. In the event of my premises or structure being removed on account of any reason by the competent authority, the licensee shall be free to legally recover the electricity dues remaining outstanding against me by all lawful means including disconnection of line without giving any notice.

7. That in addition to the aforesaid, Bihar State Electricity Board shall also be free to take legal measures against me under relevant Act, Rules and Laws for making false affidavit to obtain new service connection and shall also be free to recover all financial, commercial and other losses suffered by the Board on account of the above.
8. That I shall have no right to claim any compensation, loss or damage from Bihar State Electricity Board for all kind of consequential losses suffered by me in the event of withdrawal / disconnection of the newly given service connection to me subsequent upon detection of this affidavit or my application for new connection or documents submitted by me, to be untrue and false.
9. That I have fully read the contents and conditions of this affidavit and have understood I well.

Signature of the Applicant.

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